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7 *Pro Haec Vice in Butte County Superior Court Cases*

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9 The Estate of Edna Gleason and Thomas and Jaydene Gardner

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11 **IN THE BANKRUPTCY COURT FOR THE**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 In re:

14 PG&E CORPORATION

Bank. Case No.: 19-30088 (DM)
Chapter 11; Lead Case
(Jointly Administered)

15 -and-

16
17 PACIFIC GAS AND ELECTRIC.
COMPANY

18 **STATEMENT OF ISSUES ON APPEAL**

19 Debtors

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21 **X. Affects Both Debtors.**

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23 Comes now Appellants Liza Sims et al and Thomas and Jaydene Gardner and designate the
24 following issues for decision on appeal.

- 25
26 1. Did the Bankruptcy Judge abuse his discretion in concluding that the so-called

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28 APPELLANTS STATEMENT OF ISSUES ON APPEAL

“Channeling Injunction” issued in this matter required dismissal of Plaintiffs’ claims for punitive damages against PG &E arising from their physical, mental, and property losses sustained in the Camp Fire, authorized by 3 (three) separate State of California statutes allowing the same?

2. Is Bankruptcy Section 105 broad enough to disenfranchise these Plaintiffs' claims for punitive damages?

3. Did the Bankruptcy Judge err in failing to strike the 3 (three) declarations of Keith Eggleton in support of PG&E's motion, in so far as the facts therein appear to be but a recapitulation of dismissal of punitive damages claims by various plaintiff's lawyers who PG&E successfully intimidated and are therefore irrelevant?

4. Do Plaintiffs have the right to trial by jury against PG&E on the issue of whether PG&E was “willfully blind” as to its historical failure to repair/replace transmission lines, and related equipment which became, over time, defective, and proximately caused the Camp fire?

5. Did the Bankruptcy Judge abuse his discretion in not considering the issues raised by Will Abrams, by deciding Mr. Abrams had a lack of standing to assert them?

6. Do Plaintiffs have the right to trial by jury against PG&E on the issue of whether it engaged in a “pattern and practice” in its failure to repair/replace its power line and equipment, and/or control vegetation proximate thereto, sufficient to meet the requirement of “willfulness” necessary to justify an award of punitive damages?

June 20 2023

/s/Jane Luciano/s/

Jane Luciano

APPELLANTS STATEMENT OF ISSUES ON APPEAL